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In re Patent No. KUBES ET AL.

Issue Date: December 12, 2006

Appl. No.: 10/663,535

Filed: September 16, 2003

For: **CLEANING DEVICE WITH DISPOSABLE PAD**

: **DECISION DISMISSING
PETITION
37 CFR 1.324**

This is a decision on the petition filed April 13, 2007 to correct inventorship under 37 CFR 1.324.

The petition is dismissed.

A petition to correct inventorship as provided by 37 CFR 1.324 requires (1) a statement from each person who is being added as an inventor that the inventorship error occurred without any deceptive intention on their part, (2) a statement from the current named inventors (including any "inventor" being deleted) who have not submitted a statement as per "(1)" either agreeing to the change of inventorship or stating that they have no disagreement in regard to the requested change, (3) a statement from all assignees of the parties submitting a statement under "(1)" and "(2)" agreeing to the change of inventorship in the patent; such statement **must comply with the requirements of 37 CFR 3.73(b)**; and (4) **the fee set forth in 37 CFR 1.20(b)**. This petition lacks item(s) (3) and (4).

With respect to Item (3), the statement from the assignee does not comply with 37 CFR 3.73 (b)(2) which states:

- (2) The submission establishing ownership must show that the person signing the submission is a person authorized to act on behalf of the assignee by:
 - (i) Including a statement that the person signing the submission is authorized to act on behalf of the assignee; or
 - (ii) Being signed by a person having apparent authority to sign on behalf of the assignee, e.g., an officer of the assignee.

With respect to Item (4), the fee submitted was for \$100. While the fee set forth in 37 CFR 1.20(b) is \$130.



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